

State of Arizona
House of Representatives
Forty-fifth Legislature
First Regular Session
2001

CHAPTER 126

HOUSE BILL 2181

AN ACT

AMENDING SECTIONS 28-930 AND 28-3228, ARIZONA REVISED STATUTES; RELATING TO
SCHOOL BUSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-930, Arizona Revised Statutes, is amended to
3 read:

4 28-930. School bus lighting equipment; standards and
5 specifications

6 A. The director may adopt standards and specifications applicable to
7 lighting equipment on and special warning devices to be carried by school
8 buses consistent with and supplemental to this article. The standards and
9 specifications may designate and permit the use of alternately flashing
10 warning signal lights on school buses for the purpose of indicating when
11 children are boarding or alighting from a school bus. The standards and
12 specifications shall correlate with and, as far as possible, conform to the
13 current specifications as approved by the society of automotive engineers.

14 B. A person shall not operate an alternately flashing warning signal
15 light on any school bus except when the school bus is within A MINIMUM OF one
16 hundred feet of a stop or is stopped on a highway for the purpose of
17 permitting school children to board or alight from it.

18 C. A school bus may be equipped with alternately flashing red strobe
19 lamps on the octagonal signal manually operated by the school bus operator
20 pursuant to section 28-857, subsection C.

21 Sec. 2. Section 28-3228, Arizona Revised Statutes, is amended to read:

22 28-3228. School bus drivers; requirements; rules; cancellation

23 A. A person shall not operate a school bus transporting school
24 children unless the person possesses the appropriate license class for the
25 size of school bus being operated that is issued by the department of
26 transportation, a bus endorsement that is issued by the department of
27 transportation and a school bus certificate that is issued by the department
28 of public safety.

29 B. To be certified as a school bus driver a person shall do both of
30 the following:

31 1. Meet and maintain the minimum standards prescribed by this section
32 and rules adopted by the department of administration in consultation with
33 the department of public safety and with the school bus advisory council
34 established by section 28-3053.

35 2. Complete an initial instructional course on school bus driver
36 safety and training including behind the wheel training.

37 C. The department of administration in consultation with the
38 department of public safety and with the school bus advisory council
39 established by section 28-3053 shall adopt rules that establish minimum
40 standards for the certification of school bus drivers. In cooperation with
41 local school districts, the department of public safety shall provide for
42 school bus driver safety and training courses. The standards established
43 shall:

1 1. Include requirements concerning moral character, knowledge of
2 school bus operation, pupil and motor vehicle safety, physical impairments
3 that might affect the applicant's ability to safely operate a school bus or
4 that might endanger the health or safety of school bus passengers, knowledge
5 of first aid, establishment of school bus safety and training courses, a
6 refresher course to be completed on at least a biennial basis and other
7 matters as the department of administration in consultation with the
8 department of public safety and the school bus advisory council established
9 by section 28-3053 prescribes for the protection of the public.

10 2. Require tests to detect the presence of alcohol or the use of a
11 drug in violation of title 13, chapter 34 that may adversely affect the
12 ability of the applicant to safely operate a school bus.

13 3. Authorize the performance of hearing tests with or without the use
14 of a hearing aid as provided in 49 Code of Federal Regulations section
15 391.41.

16 ~~D. The department of public safety shall require applicants to furnish~~
17 ~~EACH APPLICANT FOR A SCHOOL BUS DRIVER CERTIFICATE SHALL SUBMIT A FULL SET~~
18 ~~OF fingerprints and shall obtain TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE~~
19 ~~PURPOSE OF OBTAINING A STATE AND FEDERAL criminal history record information~~
20 ~~RECORDS CHECK pursuant to section 41-1750 AND PUBLIC LAW 92-544. THE~~
21 ~~DEPARTMENT OF PUBLIC SAFETY MAY EXCHANGE THIS FINGERPRINT DATA WITH THE~~
22 ~~FEDERAL BUREAU OF INVESTIGATION. For the purposes of this subsection, the~~
23 ~~EACH applicant shall pay a fee to the department of public safety to~~
24 ~~reimburse the department of public safety for the cost of obtaining the~~
25 ~~applicant's criminal history record information RECORDS CHECK required by~~
26 ~~this subsection. The fee shall not exceed the actual cost of obtaining the~~
27 ~~applicant's criminal history record information RECORDS CHECK.~~

28 E. The department of public safety shall issue a school bus driver
29 certificate to an applicant who meets the requirements of this section. The
30 certificate is valid if the applicant maintains the minimum standards
31 established by this section.

32 F. The department of public safety may cancel the certificate if the
33 person's license to drive is suspended, canceled, revoked or
34 disqualified. The department of public safety shall cancel the certificate
35 if the person fails to maintain the minimum standards established pursuant
36 to this section. A person whose application for a certificate is refused or
37 whose certificate is canceled for failure to meet or maintain the minimum
38 standards may request and receive a hearing from the department of public
39 safety.

40 G. The department of public safety shall enforce the rules adopted
41 pursuant to this section.

~~APPROVED BY THE GOVERNOR APRIL 17, 2001.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2001.~~

Passed the House March 6, 2001,

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

Jake Flake
Speaker of the House
Pro Tempore
Norman L. Moore
Chief Clerk of the House

Passed the Senate April 4, 2001,

by the following vote: 29 Ayes,

0 Nays, 0 Not Voting

Barack Obama 1 Excused
President of the Senate
Charmian Bellin
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

H.B. 2181

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State
this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 12, 2001,

by the following vote: 48 Ayes,

0 Nays, 12 Not Voting

Jake Flake
Speaker of the House
Speman L. Moore
Pro Tempore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

12 day of April, 2001,

at 1:41 o'clock P M.

Sandra Gandy
Secretary to the Governor

Approved this 17 day of

April, 2001,

at 11:14 o'clock A M.

Janice K. Hull
Governor of Arizona

H.B. 2181

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 17 day of April, 2001,

at 4:45 o'clock P M.

Ruthy Bayless
Secretary of State